

United States District Court

Northern District of New York

JUDGMENT IN A CIVIL CASE

LEAMON JOYNER

V.

CASE NUMBER: 1:05-CV-675 (NPM/VEB)

**COMMISSIONER OF SOCIAL
SECURITY**

Decision by Court. This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED; that the Commissioners' decision denying disability benefits is **REMANDED** for further proceedings in accordance with the November 23, 2009 Report -Recommendation of the Honorable Victor E. Bianchini, United States Magistrate Judge, pursuant to sentence four of 42 U.S.C. section 405(g).

December 28, 2009

LAWRENCE K. BAERMAN

DATE

CLERK OF COURT

s/

**DONNA M. FRANCISCO
DEPUTY CLERK**